

Appl. No. : 09/997,073
Filed : November 28, 2001

REMARKS

In the Office Action mailed June 7, 2004, the Examiner rejected claims 1-26 under the judicially created Doctrine of Obviousness-Type Double Patenting as being unpatentable over the Claims 1 and 3-17 of co-pending application No. 10/313,088 in view of the March reference, the Eulenbrach reference and some combination thereof. The Applicant is submitting concurrently herewith a Terminal Disclaimer in order to overcome the obviousness-type double patenting rejection. The Applicant therefore believes that the above-captioned application is in condition for allowance and requests the prompt allowance of the same. Should there be any impediment to the prompt allowance of this application that could be resolved by a telephone conference, the Examiner is respectfully requested to call the undersigned at the number shown below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: _____

4/8/04

By: _____

Michael H. Trenholm
Registration No. 37,743
Attorney of Record
Customer No. 20,995
(951) 781-9231

R:\DOCS\MHT\MHT-7624.DOC:lw
110804